

AFFIDAVIT OF CCF AGREEMENT-S INACTIVE STATUS

CCF Agreement number CCF-____ - _____

Tax ID Number _____

Legal Name on Agreement _____

I/We request the above referenced Capital Construction Fund Interim Agreement with the United States Department of Commerce be terminated. The above referenced agreement has been inactive since tax year _____. No Federal income taxes have been deferred with regard to this agreement since that year.

Remaining tax deferred funds in the depository at the end of the last year of the agreement-s activity, including tax deferred depository earnings: (Check applicable box)

- ☐ Were treated as a nonqualified withdrawal on the entity-s Federal income tax return for tax year 20____. The appropriate penalty rate of tax and interest was paid.
- ☐ Will be treated as a nonqualified withdrawal for tax year 20____.
- ☐ Does not apply; no tax deferred funds remained in account.

All other Capital Construction Fund (CCF) deposits made with regard to the above referenced CCF agreement were used on Schedule B vessel(s) before the tax year this agreement became inactive. Additional information on completed agreement Schedule B objectives will be furnished upon request of the Department of Commerce/NOAA Fisheries.

All agreement activity met the requirements of the Merchant Marine Act and Regulations published under 50 CFR section 259 and 26 CFR part 3. The tax basis of agreement vessel(s) involved was reduced for all expenditures of tax deferred funds; this basis reduction for CCF expenditures was (or will be) treated as depreciation expense upon disposition of the vessel.

NOAA Fisheries will provide this statement to Internal Revenue Service as evidence of agreement activity and termination. The Internal Revenue Service may require retention of all records establishing vessel basis, including CCF deposits and withdrawals and the related reduction of vessel basis.

I hereby certify that the foregoing information is complete, true and correct to the best of my knowledge and belief. I understand that this information is submitted in lieu of reports required by section 607 of the Merchant Marine Act of 1936, as amended (MMA) and regulations published under 50 CFR 259.35. Any false statement may subject me to criminal penalties of 18 U.S.C. 1001, including fine and imprisonment, and/or to penalties under the MMA including tax penalties and interest described in section 607(h)(6).

[signed] _____ [date] _____

[type or print name] _____

[title] _____ (if signing on behalf of business entity other than a sole proprietorship)

NOTARY-S CERTIFYING STATEMENT:

Subscribed and sworn to before me, a _____ in and for the State of _____,

County of _____ on this _____ day of _____, 20____.

My Commission expires _____

[signed] _____